

# 11

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: PETIARD, Vincent *et al.*

Confirmation No.: 1875

Application No.: 09/849,139

Group Art Unit: 1645

Filed: May 4, 2001

Examiner: To Be Assigned

For: METHOD OF DETERMINING THE  
GENETIC MATERIAL OF COCOA IN  
FERMENTED OR ROASTED BEANS  
AND CHOCOLATE

Attorney Docket No.: 88265-4022

**TRANSMITTAL OF SEQUENCE LISTING**

**Mail Stop Sequence**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:


In response to the Notice of Incomplete Reply dated November 24, 2003 and further to the Response to Notice to File Missing Parts of nonprovisional application dated June 22, 2001, and in accordance with 37 C.F.R. § 1.821, Applicants submit herewith a Sequence Listing in paper and computer readable form pursuant to 37 C.F.R. § 1.821(c) and (e), respectively.

I hereby state that the content of the paper and computer readable (CRF) copies of the Sequence Listing, submitted in accordance with 37 C.F.R. § 1.821(c) and (e), respectively, are the same. I also hereby state that the submission herein, filed in accordance with 37 C.F.R. § 1.821(g) does not include new matter.

No fee is believed to be due for this submission. Should any fees be due, however, please charge such fees to Winston & Strawn Deposit Account No. 501-814.

Respectfully submitted,

Date: Dec. 23, 2003

  
\_\_\_\_\_  
E. Bradley Gould (Reg. No. 41,792)  
for: Allan A. Fanucci (Reg. No. 30,256)

**WINSTON & STRAWN, LLP**  
**Customer No.: 28765**

(202) 371-5771



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/849,139	05/04/2001	Vincent Petiard	88265-4022

Allan A. Fanucci  
WINSTON & STRAWN  
200 Park Avenue  
New York, NY 10166

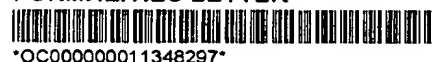
**RECEIVED**

DEC 03 2003

WINSTON & STRAWN  
DOCKETING DEPT. (D.C.)

CONFIRMATION NO. 1875

FORMALITIES LETTER



\*OC000000011348297\*

Date Mailed: 11/24/2003

**NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL)***Filing Date Granted*

**RECEIVED**  
DEC 30 2003  
OFFICE OF PETITIONS

The U.S. Patent and Trademark Office has received your reply on 06/22/2001 to the Notice to File Missing Parts (Notice) mailed 06/07/2001 and it has been entered into the nonprovisional application. The reply, however, does not include the following items required in the Notice.

The period of reply remains as set forth in the Notice. You may, however, obtain **EXTENSIONS OF TIME** under the provisions of 37 CFR 1.136 (a) accompanied by the appropriate fee (37 CFR 1.17(a)).

A complete reply must be timely filed to prevent **ABANDONMENT** of the above-identified application. Replies should be mailed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
  - The drawings contain excessive text. Suitable descriptive legends may be used, or may be required by the Examiner where necessary for understanding of the drawing but should contain as few words as possible ( see 37 CFR 1.84(o)). See Figure(s) 1-4.
- An abstract of the technical disclosure not exceeding 150 words in length and commencing on a separate sheet in compliance with 37 CFR 1.72(b) is required. An abstract was not provided for this application.
- This application does not contain a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). Applicant must provide such statement. If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19,

2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.


**For questions regarding compliance to these requirements, please contact:**

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at [patin21help@uspto.gov](mailto:patin21help@uspto.gov) or [patin3help@uspto.gov](mailto:patin3help@uspto.gov)

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

---

*A copy of this notice **MUST** be returned with the reply.*

  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE